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MGM RESORTS INTERNATIONAL
8 OPERATIONS, INC.

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11 **UNITED STATES DISTRICT COURT**
12 **DISTRICT OF NEVADA**

13 MGM RESORTS INTERNATIONAL
OPERATIONS, INC., a Nevada corporation,

14 Plaintiff,

15 v.

16 SHAHRAM KOLAHZADEH, an individual,
17 ROBERTO CIAMILLO, and individual, ADAM
MAJEWSKI, an individual, REVNET, a New
18 Jersey limited liability company, and
POKERSONS, a business of unknown origin,

19 Defendants.
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Case No. 2:11-cv-01929-PMP-CWH

**ORDER GRANTING PLAINTIFF'S
MOTION FOR DEFAULT JUDGMENT
AND OTHER RELIEF**

21 Plaintiff MGM Resorts International Operations, Inc. ("Plaintiff"), having moved the Court
22 for entry of default judgment against Defendant Roberto Ciamillo ("Ciamillo") and Defendant
23 PokerSons pursuant to Rule 55 of the Federal Rules of Civil Procedure, the Clerk of the Court,
24 having entered the default of Ciamillo and PokerSons on January 6, 2012, and, the Court having
25 given due consideration to Plaintiff's motion, as well as the papers, pleadings, and exhibits offered
26 in support thereof, and the Court being otherwise further fully advised, Plaintiff's motion is
27 GRANTED. JUDGMENT is awarded in favor of Plaintiff and against Ciamillo and PokerSons on
28 Count I of the Complaint.

1 THE COURT FINDS THE FOLLOWING:

2 1. MGM Resorts International, through its various subsidiaries and corporate
3 affiliates, has obtained United States trademark registrations for certain trademarks, including,
4 CIRCUS CIRCUS (U.S. Trademark Registration No. 0,891,114) for use in connection with casino
5 services; LUXOR (U.S. Trademark Registration No. 1,798,924) for use in connection with casino
6 services; and MGM (U.S. Trademark Registration No. 2,534,227) for use in connection with
7 casino services (collectively, the “MGM Marks”);

8 2. MGM Resorts International, through its various subsidiaries and corporate
9 affiliates, owns the exclusive right to use the MGM Marks in commerce in connection with casino
10 services;

11 3. Plaintiff is a subsidiary of MGM Resorts International who has been authorized to
12 enforce the trademark rights owned by MGM Resorts International through its various subsidiaries
13 and corporate affiliates;

14 4. Ciamillo registered the <circuscircuspoker.com> domain name with a bad faith
15 intent to profit therefrom;

16 5. PokerSons registered the <luxorpoker.com> and <mgmpoker.com> domain names
17 with a bad faith intent to profit therefrom;

18 6. Ciamillo and PokerSons are liable to Plaintiff for cybersquatting pursuant to the
19 Anti-cybersquatting Consumer Protection Act;

20 7. Absent a permanent injunction, should Ciamillo’s and/or PokerSon’s use of marks
21 identical to or confusingly similar with the MGM Marks continue, Plaintiff and its corporate
22 affiliates will continue to suffer irreparable injury to the goodwill and reputation Plaintiff and its
23 corporate affiliates have established in the MGM Marks for which an award of money damages
24 would be inadequate;

25 8. The balance of hardships associated with a permanent injunction weighs in favor of
26 Plaintiff and its corporate affiliates and against Ciamillo and PokerSons; and

27 9. The public interest in favor of preventing consumer confusion weighs in favor of
28 granting Plaintiff and its corporate affiliates a permanent injunction and against Ciamillo and

1 PokerSons.

2 Accordingly, IT IS HEREBY ORDERED that Ciamillo and PokerSons, along with their
3 respective agents, servants, employees and/or all other persons acting in concert or participation
4 with them are PERMANENTLY ENJOINED: (1) from making any use of Plaintiff's MGM Marks
5 or any confusingly similar variations thereof, alone or in combination with any other letters,
6 words, letter strings, phrases or designs, in commerce or in connection with any business or for
7 any purpose whatsoever (including, but not limited to, on websites, in domain names, in hidden
8 text, or in metatags); and (2) from maintaining registrations for, registering, or trafficking in any
9 domain name containing Plaintiff's MGM Marks or any confusingly similar variations thereof,
10 alone or in combination with any other letters, words, letter strings, phrases or designs, including
11 but not limited to the <circuscircuspoker.com>, <luxorpoker.com>, and <mgmpoker.com>
12 domain names;

13 IT IS HEREBY FURTHER ORDERED that the domain name registrations for the
14 <circuscircuspoker.com>, <luxorpoker.com>, and <mgmpoker.com> domain names be forfeited
15 and transferred to Plaintiff, MGM Resorts International Operations, Inc.;

16 IT IS HEREBY FURTHER ORDERED that the current registrar of the
17 <circuscircuspoker.com> domain name and/or the ".com" registry, including, without limitation,
18 Melbourne IT Ltd., shall transfer the registration for the <circuscircuspoker.com> domain name to
19 Plaintiff, MGM Resorts International Operations, Inc.;

20 IT IS HEREBY FURTHER ORDERED that the current registrar of the <luxorpoker.com>
21 and <mgmpoker.com> domain names, and/or the ".com" registry, including, without limitation,
22 GoDaddy.com, Inc., shall transfer the registrations for the <luxorpoker.com> and
23 <mgmpoker.com> domain names to Plaintiff, MGM Resorts International Operations, Inc.;

24 IT IS HEREBY FURTHER ORDERED that Defendant CIAMILLO shall pay Plaintiff
25 statutory damages in the amount of \$100,000.00 pursuant to the Anti-cybersquatting Consumer
26 Protection Act;

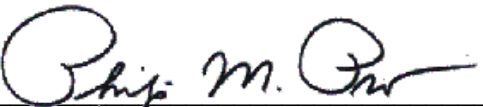
27 IT IS HEREBY FURTHER ORDERED that Defendant POKERSONS shall pay Plaintiff
28 statutory damages in the amount of \$200,000.00 pursuant to the Anti-cybersquatting Consumer

1 Protection Act;

2 IT IS HEREBY FURTHER ORDERED that the Clerk of the Court shall refund Plaintiff's
3 \$100.00 cash deposit by mailing a check in the amount of \$100 to Plaintiff's counsel of record;

4 IT IS HEREBY FURTHER ORDERED that the Court shall retain jurisdiction of this case
5 for the purpose of enforcing this order; and

6 IT IS HEREBY FURTHER ORDERED that the Clerk of the Court shall prepare and enter
7 a separate judgment consistent with the terms of this order.

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10 UNITED STATES DISTRICT JUDGE

11 DATED: January 26, 2012
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CERTIFICATE OF SERVICE

I hereby certify that on January 24, 2012, I caused a true and accurate copy of the foregoing document entitled ORDER GRANTING PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT AND OTHER RELIEF, to be served via the Court's CM/ECF system upon the following counsel of record:

Rebecca A. Fuller, Esq.
info@fullerlawpractice.com
10795 W. Twain Ave., Suite 104
Las Vegas, NV 89135
United States

I hereby further certify that, on January 24, 2012, I caused a true and accurate copy of the foregoing document entitled ORDER GRANTING PLAINTIFF'S MOTION FOR DEFAULT JUDGMENT AND OTHER RELIEF, to be served via first class, U.S. Mail, postage prepaid, and by email, upon the following non-CM/ECF participants:

PokerSons
info@casino-1000.com
12C Portland Place
London, W1B 1JA
England

Roberto Ciamillo
ciamilloroberto@yahoo.com
49139 Village Point Drive
Shelby Township, MI 48315
United States

Dated: this 24th day of January, 2012

/s/ Jonathan W. Fountain
An employee of Lewis and Roca LLP